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Attorneys for Defendant
THE MEGA LIFE AND HEALTH INSURANCE COMPANY

UNITED STATES DISTRICT
FOR THE EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

MARY DENISE SUTHERLAND,
Plaintiff,

vs.

THE MEGA LIFE AND HEALTH
INSURANCE COMPANY, UGA-
ASSOCIATION FIELD SERVICES,
WENDY WILSON; and DOES 1
through 10,
Defendants.

Case No. CIV. S-04-1060 DFL JFM

Judge David F. Levi

**STIPULATION AND [PROPOSED] ORDER
DISMISSING ACTION WITH PREJUDICE**

[FRCP 41(a)(1)]

Courtroom 7

TO THE HONORABLE DAVID F. LEVI, UNITED STATES DISTRICT JUDGE:

IT IS HEREBY STIPULATED by and between the parties to this action through their designated counsel that the above-captioned action be and hereby is dismissed with prejudice pursuant to FRCP 41(a)(1), with each party to bear its own attorneys' fees and costs.

1 Dated: April 18, 2005

MANATT, PHELPS & PHILLIPS, LLP
GEOFFREY T. TONG
YVETTE L. ESPINOZA

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4 By: s/ Yvette L. Espinoza
Yvette L. Espinoza
Attorneys for Defendant
THE MEGA LIFE AND HEALTH
INSURANCE COMPANY

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7 Dated: April 21, 2005

RANDY E. THOMAS

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10 By: s/ Randy E. Thomas
Randy E. Thomas
Attorney for Plaintiff
Mary Denise Sutherland

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13 **ORDER**

14 Based upon the parties' Stipulation,

15 IT IS HEREBY ORDERED THAT:

16 This action is dismissed with prejudice, in its entirety, with each party to bear its own
17 attorneys' fees and costs.

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19 Dated: 22 April 2005

/s/ David F. Levi
DAVID F. LEVI
United States District Judge